

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
JJI0049USNP

In re Application of: Larry B. Gray et al.

Application No.: 09/665,668

Filed: September 20, 2000

For: AXIALLY FLEXIBLE STENT

The owner*, Cordis Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** Nos. 5,895,405 and 6,162,243 as the term of said **prior patents** are defined in 35 U.S.C. 154 and 173, and as the term of said **prior patents** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patents** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the **prior patents**, "as the term of said **prior patents** is presently shortened by any terminal disclaimer," in the event that said **prior patent** later:

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 32,019

/Paul A. Coletti/
Signature

June 20, 2008
Date

Paul A. Coletti
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Telephone Number

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